IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY EIGHTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 10127 of 2005

Between:

S. Venkateswara Reddy, S/o. S. Narasimha Reddy,
R/o. Gowdavelli Village and Gram Panchayat, Medchal Mandal, Ranga Reddy District.

..... PETITIONER

AND

The Mandal Revenue Officer, Medchal Mandal,
Ranga Reddy District.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue Writ order or Direction more particularly one in the nature of WRIT OF MANDAMUS, to declare the action of the respondent in attempting to dispossess the Petitioners from the lands situated in Sy.No. 526 admeasuring Ac.1-36 Guntas, of Gowdavelly Village, Medchal Mandal, R.R. District, without followig the due process of Law and without considering the explanation submitted by the Petitioners to the show cause notice No. B/733/2005-4 dt. 21-3-2005 as illegal, arbitrary, unjust and consequently direct the respondent not to take any coercive steps.

Counsel for the Petitioner:MR.BOMMINENI AGA REDDY

Counsel for the Respondent : GP FOR REVENUE

The Court, at the stage of admission, made the following :

ORDER:

The petitioner was served with a show cause notice dated 21.03.2005 issued by the respondent-Mandal Revenue Officer, Medchal Mandal, Ranga Reddy District, under Rule 3 of the Andhra Pradesh Assigned Lands (Prohibition of Transfers)

Rules, 1977 thereby calling upon him to show cause as to why he should not be evicted from the land in S.No. 526 admeasuring Ac.1.36 guntas situated at Gowdavally village, Medchal Mandal, Ranga Reddy District, alleging that he is in occupation of the assigned land.

The petitioner states that the allegations made in the show cause notice are incorrect and without any basis and he has submitted an explanation on 21.04.2005. The grievance of the petitioner is that without considering the said explanation and without passing any final order, the respondent is taking steps to dispossess him from the lands in question highhandedly.

Having heard learned counsel for the petitioner and the learned Government Pleader for Revenue appearing for the respondent, and keeping in view the fact that no final order is yet passed, the writ petition is disposed of with a direction to the respondent not to interfere with the possession of the petitioner in respect of the land in question till a final order is passed basing on the show cause notice dated 21.03.2005, and the same is communicated to the petitioner. No costs.

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28.04.2005

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To

1. The Mandal Revenue Officer, Medchal Mandal,
Ranga Reddy District.

2. Two C.Cs to the G.P., for Revenue, High Court Buildings,
Hyderabad (OUT).

3. 2 CD copies.